

FEDERAL REGISTER

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NUMBER 83

Washington, Thursday, April 29, 1954

TITLE 3—THE PRESIDENT

PROCLAMATION 3050

CITIZENSHIP DAY, 1954

BY THE PRESIDENT OF THE UNITED STATES
OF AMERICA

A PROCLAMATION

WHEREAS by joint resolution approved February 29, 1952 (66 Stat. 9), the Congress of the United States has designated the seventeenth day of September of each year as Citizenship Day in commemoration of the signing on September 17, 1787, of the Constitution of the United States and in recognition of all who, by coming of age or by naturalization, enjoy the privileges and assume the responsibilities of citizenship; and

WHEREAS our Constitution, which guarantees priceless freedoms to us as citizens of the United States and to our posterity and sets forth a concept of liberty that has been an inspiration to freedom-loving people everywhere, takes on still deeper meaning in these days of critical international affairs; and

WHEREAS the aforesaid resolution authorizes the President of the United States to issue annually a proclamation calling for the observance of Citizenship Day:

NOW, THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, do direct the appropriate officials of the Government to display the flag of the United States on all Government buildings on Friday, September 17, 1954, and urge the people of the Nation to display the flag on that day at their homes and other suitable places.

I also urge Federal, State, and local officials, and patriotic, religious, educational, civic, and other interested organizations, to arrange for appropriate ceremonies on Citizenship Day in which all our citizens may join for rededication to the great principles for which this Nation stands.

And I call upon all our people to give special thought and consideration on that day both to their rights and to their responsibilities as citizens of the United States, to the end that our citizenship

may have deeper meaning and greater strength.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this 23d day of April in the year of our Lord nineteen hundred and fifty- [SEAL] four, and of the Independence of the United States of America the one hundred and seventy-eighth.

DWIGHT D. EISENHOWER

By the President:

WALTER B. SMITH,
Acting Secretary of State.

[F. R. Doc. 54-3225; Filed, Apr. 27, 1954;
1:51 p. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Civil Aeronautics Administration, Department of Commerce

[Amdt. 63]

PART 610—MINIMUM EN ROUTE IFR ALTITUDES

MISCELLANEOUS AMENDMENTS

The minimum en route IFR altitudes appearing hereinafter have been coordinated with interested members of the industry in the regions concerned insofar as practicable. The altitudes are adopted without delay in order to provide for safety in air commerce. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to the public interest, and therefore is not required.

Part 610 is amended as follows:

1. Section 610.12 *Green civil airway* No. 2 is amended to read in part:

From—	To—	Minimum altitude
North Scituate (INT), R. I.	Boston, Mass. (LFR).	1,800

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CFR SUPPLEMENTS

(For use during 1954)

The following Supplement is now available:

Title 17 (\$0.50)

Previously announced: Title 3, 1953 Supp. (\$1.50); Title 8 (\$0.35); Titles 10-13 (\$0.50); Title 16 (\$1.00); Title 18 (\$0.45); Titles 22-23 (\$1.00); Title 24 (\$0.75); Title 25 (\$0.45); Titles 30-31 (\$1.00); Title 33 (\$1.25); Titles 40-42 (\$0.50); Titles 44-45 (\$0.75); Title 49: Parts 1 to 70 (\$0.60); Parts 71 to 90 (\$0.65); Parts 91 to 164 (\$0.45); Parts 165 to end (\$0.60)

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2. Section 610.106 Amber civil airway No. 6 is amended to read in part:

From—	To—	Minimum altitude
A beam of Mansfield, Ohio (LF/RBN).	Brighton (INT), Ohio.	2,500
Parkman (INT), Ohio.	Perry, Ohio (LF/RBN).	2,500

3. Section 610.216 Red civil airway No. 16 is amended to read in part:

From—	To—	Minimum altitude
Augusta, Ga. (LFR)...	Columbia, S. C. (LFR).	2,000

4. Section 610.219 Red civil airway No. 19 is amended to read in part:

From—	To—	Minimum altitude
Akron, Ohio (LFR)....	Bergholz, Ohio (LF/RBN).	2,500
Bergholz, Ohio (LF/RBN).	Morgantown, W. Va. (LFR).	3,000

5. Section 610.221 Red civil airway No. 21 is amended to read in part:

From—	To—	Minimum altitude
Providence, R. I. (LFR).	Squantum, Mass. (LFR).	1,800

6. Section 610.245 Red civil airway No. 45 is amended to read in part:

From—	To—	Minimum altitude
Baltimore, Md. (LFR).	Loch Raven (INT), Md.	2,000

7. Section 610.257 Red civil airway No. 57 is amended to eliminate:

From—	To—	Minimum altitude
Vermillion Ohio.	Akron, Ohio (LFR)...	2,500

8. Section 610.305 Red civil airway No. 105 is added to read:

From—	To—	Minimum altitude
Cassoday (INT), Kans.	Chanute, Kans. (LFR).	2,800
Chanute, Kans. (LFR).	Int. E course Chanute, Kans. (LFR), and N course Joplin, Mo. (LFR).	2,300

9. Section 610.604 Blue civil airway No. 4 is amended to eliminate:

From—	To—	Minimum altitude
Nantucket, Mass. (VAR).	Squantum, Mass. (LFR).	1,500

10. Section 610.613 Blue civil airway No. 13 is amended to read in part:

From—	To—	Minimum altitude
Mason City, Iowa (LFR/RBN).	Ellendale (INT), Minn.	2,800
Ellendale (INT), Minn.	Stanton, Minn. (LFR/RBN).	2,500

11. Section 610.615 Blue civil airway No. 15 is amended to read:

From—	To—	Minimum altitude
Huntington, W. Va. (LFR/RBN).	Columbus, Ohio (LFR).	2,500
Columbus, Ohio (LFR).	Akron, Ohio (LFR)...	2,500

12. Section 610.618 Blue civil airway No. 18 is amended to read in part:

From—	To—	Minimum altitude
Poughkeepsie, N. Y. (LFR).	Hyde Park (INT), N. Y.	3,000
Hyde Park (INT), N. Y.	Albany, N. Y. (LFR)...	5,000
Coxsackie, N. Y. (FM).	Albany, N. Y. (LFR): Northbound.....	2,200
	Southbound.....	5,000

13. Section 610.681 Blue civil airway No. 81 is amended to read in part:

From—	To—	Minimum altitude
Akron, Ohio (LFR)....	Parkman (INT), Ohio	2,500
Parkman (INT), Ohio.	U. S.-Canadian Border. ¹	2,600

¹ For that airspace over U. S. territory.

14. Section 610.6001 VOR civil airway No. 1 is amended to read in part:

From—	To—	Minimum altitude
Norfolk, Va. (VAR)...	Salisbury, Md. (VOR).	1,700

15. Section 610.6013 VOR civil airway No. 13 is amended to read in part:

From—	To—	Minimum altitude
Mason City, Iowa (VOR).	Hope (INT), Minn....	13,300
Hope (INT) Minn....	Lakeville (INT), Minn.	13,300
Lakeville (INT), Minn.	Minneapolis, Minn. (VOR).	2,500

¹ 2,800'—Minimum terrain clearance altitude.

² 2,600'—Minimum terrain clearance altitude.

16. Section 610.6014 VOR civil airway No. 14 is amended to read in part:

From—	To—	Minimum altitude
Lake Shore (INT), Ohio.	Perry (INT), Ohio....	2,500

17. Section 610.6029 VOR civil airway No. 29 is amended to read in part:

From—	To—	Minimum altitude
Salisbury, Md. (VOR)...	Dover, Del. (VOR)...	1,700

18. Section 610.6040 VOR civil airway No. 40 is amended to read in part:

From—	To—	Minimum altitude
Wellington, Ohio (VAR).	Bergholz (INT), Ohio.	2,500

19. Section 610.6051 VOR civil airway No. 51 is amended to read in part:

From—	To—	Minimum altitude
Chattanooga, Tenn. (VOR).	Crossville, Tenn. (VOR).	4,200
Crossville, Tenn. (VOR).	Highway (INT), Tenn.	4,200

20. Section 610.6075 VOR civil airway No. 75 is amended to read in part:

From—	To—	Minimum altitude
Wheeling, W. Va. (VOR).	Bergholz (INT), Ohio.	3,000
Bergholz (INT), Ohio.	Chippewa (INT), Ohio.	2,500
Chippewa (INT), Ohio.	Cleveland, Ohio (VOR).	2,200

21. Section 610.6119 VOR civil airway No. 119 is amended to read in part:

From—	To—	Minimum altitude
Pittsburgh, Pa. (VOR).	Ford (INT), Pa.	3,000
Ford (INT), Pa.	Brookville (INT), Pa. ¹	3,500

¹ 4,000'—Minimum reception altitude.

22. Section 610.6132 VOR civil airway No. 132 is amended to read in part:

From—	To—	Minimum altitude
Great Bend (INT), Kans.	Hutchinson, Kans.	16,000

¹ 3,200'—Minimum terrain clearance altitude.

23. Section 610.6141 VOR civil airway No. 141 is added to read:

From—	To—	Minimum altitude
Boston, Mass. (VOR)...	Concord, N. H. (VOR).	2,000

24. Section 610.6147 VOR civil airway No. 147 is amended to read in part:

From—	To—	Minimum altitude
Avon (INT), N. Y. ¹ ...	Rochester, N. Y. (VOR).	2,000

¹ 3,000'—Minimum reception altitude. 3,000'—Minimum crossing altitude at Avon (INT), southbound.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interpret or apply sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

These rules shall become effective May 4, 1954.

[SEAL] F. B. LEE,
Administrator of Civil Aeronautics.

[F. R. Doc. 54-3169; Filed, Apr. 28, 1954; 8:45 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

Subchapter A—Policies, Procedures, and Orders [Docket 6141]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

ALASKA SALMON INDUSTRY, INC., ET AL.

Subpart—Combining or conspiring:
§ 3.430 To enhance, maintain or unify prices. In connection with the offering for sale, sale, and distribution of raw or fresh salmon caught in the fishing areas or districts of Alaska, and on the part of respondent Alaska Salmon Industry, Inc., a trade organization or association, its officers, etc.; 41 canning companies; W. C. Arnold, individually and as managing director of said Alaska Salmon Industry, Inc.; eight unions, some of whose members fish for salmon in Alaskan waters; respondents' members; and their agents, etc.; entering into, continuing, cooperating in, or carrying out any planned common and concerted course of action, understanding or agreement between or among any two or more of said respondents, or between any one or more of said respondents and others not parties, to: (1) fix, establish, maintain, or adhere to, in any manner or by any method whatever, the price or prices at which any type of raw or fresh salmon caught in the fishing areas or districts of Alaska are to be, or are, purchased or sold; (2) fix, establish, maintain, or adhere to or attempt to fix, establish, maintain, or cause adherence to, by any means or method, uniform or minimum prices for the purchase or sale of said salmon; (3) jointly or collectively negotiate, bargain, or agree by any means or method as to the price or prices at which said salmon is proposed to be, or is, purchased or sold; and (4) authorize or empower any association, group, corporation, or union to negotiate, bargain, or agree as to the prices to be paid or received in the purchase or sale of any such salmon; prohibited, subject to the provisos, however, that nothing contained aforesaid shall (a) prevent any association of bona fide salmon fishermen, acting pursuant to and in accordance with, the provisions of the Fisheries Cooperative Marketing Act (15 U. S. C., paragraphs 521, 522) from performing any of the acts and practices permitted by said act; (b) be deemed to prohibit one or more respondents from entering into or continuing a bona fide partnership, joint operation or venture, or consolidation, for the purpose of operating one or more canneries, and in which the prices paid for raw or fresh salmon are determined by said partnership, joint operation or venture, or consolidation, and where such determination is, under the contract establishing such partnership, joint operation or venture, or consolidation, binding upon all members thereof; or (c) prevent collective bargaining between any respondent Union and respondent Industry and/or any employer respondent with respect to wages and working conditions of employee members of said

Union within those fishing districts wherein they may be; and to the further provision that proviso "(b)" shall not be construed as either an approval or a disapproval of any specific partnership, joint operation or venture, or consolidation, nor as permitting any such partnership, joint operation or venture, or consolidation, to be continued or formed for the purpose or with the effect directly or indirectly of rendering ineffective or unenforceable the inhibitions of the order and the purposes thereof.

(Sec. 6, 38 Stat. 721; 15 U. S. C. 46. Interprets or applies sec. 5, 38 Stat. 719 as amended; 15 U. S. C. 45) [Cease and desist order, Alaska Salmon Industry, Inc., et al., Seattle, Wash., Docket 6141, April 8, 1954.]

This proceeding was instituted by complaint which charged respondents with the use of unfair acts and practices and unfair methods of competition in violation of the provisions of section 5 of the Federal Trade Commission Act.

It was disposed of, as announced by the Commission's "Notice", dated April 9, 1954, through the consent settlement procedure provided in Rule V of the Commission's rules of practice as follows:

The consent settlement tendered by the parties in this proceeding, a copy of which is served herewith, was accepted by the Commission on April 8, 1954 and ordered entered of record as the Commission's findings as to the facts, conclusion, and order in disposition of this proceeding.

The time for filing report of compliance pursuant to the aforesaid order runs from the date of service hereof.

It appearing to the Commission that Sebastian-Stuart Fish Company, one of the respondents in this proceeding, is no longer engaged in the business of canning salmon in Alaska and that it has no present intention of re-entering the business:

It was also ordered, That the complaint herein be dismissed as to said respondent Sebastian-Stuart Fish Company.

Said order to cease and desist, thus entered of record, following the findings as to the facts and conclusion, reads as follows:

It is ordered, That respondents, Alaska Salmon Industry, Inc., a corporation, its officers, directors and members, and Alaska Pacific Salmon Company, Alaska Packers Association, Alaska Year Round Canneries Company, Angoon Community Association trading as Hood Bay Salmon Company, Bristol Bay Packing Company, Chignik Fisheries Company, Columbia River Packers Association, Inc., Cook Inlet Packing Company, Copper River Packing Company, Egegik Packing Company, Ellamar Packing Company, Far-west Wrangell Co., Inc., Fidalgo Island Packing Company, Inc., General Fish Co., Inc., P. E. Harris Company, Inc., Hydaburg Cooperative Association, Icy Straits Salmon Company, Independent Salmon Canners, Inc., Intercoastal Packing Company, Kadiak Fisheries Company, Keku Canning Company, Ketchikan Packing Company, Klawock

Cooperative Association doing business as Klawock Oceanside Packing Company, Libby, McNeill & Libby, Metlakatla Indian Community operating under the trade name of Annette Islands Canning Company, The Nakat Packing Corporation, New England Fish Company, Pacific American Fisheries, Inc., Trans-Pacific Fishing & Packing Company and the Calvert Corporation, both corporations doing business under the trade name of Peninsula Packers, Port Ashton Packing Corporation, Pyramid Fisheries, Inc., Superior Packing Company, San Juan Fishing & Packing Company, Sebastian-Stuart Fish Company, Seldovia Bay Packing Company, Snug Harbor Packing Company, San Juan Fishing & Packing Company and Marine Fishing & Packing Company, corporations, doing business as Todd Packing Company, Uganik Fisheries, Inc., Wards Cove Packing Company, Inc., Whiz Fish Products Company, Inc., L. G. Wingard, Mary Lou Wingard, Lester L. Wingard, Lou M. Hill, Charles Coffey, Conney Nelson, Lorraine Nelson and Richard W. Hill, doing business as a partnership under the trade name of L. G. Wingard Packing Co., and W. C. Arnold, individually and as Managing Director of Alaska Salmon Industry, Inc., and Alaska Fishermen's Union, Alaska Marine District Union of Fishermen, Cannery Workers and Allied Trades, Bering Sea Fishermen's Union, Cordova District Fisheries Union, Local 3-3 of the Fishermen & Allied Workers Division, International Longshoremen's and Warehousemen's Union and Local No. 30, Fishermen & Allied Workers Division of International Longshoremen's and Warehousemen's Union, United Fishermen of Alaska and United Fishermen of Cook Inlet, and respondents' members, who shall be deemed herein to be parties respondent, agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of raw or fresh salmon caught in the fishing areas or districts of Alaska, do forthwith cease and desist from entering into, continuing, cooperating in, or carrying out any planned common and concerted course of action, understanding or agreement between or among any two or more of said respondents, or between any one or more of said respondents and others not parties hereto, to do or perform any of the following acts:

1. Fixing, establishing, maintaining or adhering to, in any manner or by any method whatever, the price or prices at which any type of raw or fresh salmon caught in the fishing areas or districts of Alaska are to be, or are, purchased or sold;

2. Fixing, establishing, maintaining or adhering to or attempting to fix, establish, maintain or cause adherence to, by any means or method, uniform or minimum prices for the purchase or sale of said salmon;

3. Jointly or collectively negotiating, bargaining or agreeing by any means or method as to the price or prices at which said salmon is proposed to be, or is, purchased or sold;

³ Filed as part of the original document.

4. Authorizing or empowering any association, group, corporation or union to negotiate, bargain or agree as to the prices to be paid or received in the purchase or sale of any such salmon.

Provided, however, That nothing herein contained shall prevent any association of bona fide salmon fishermen, acting pursuant to and in accordance with, the provisions of the Fisheries Cooperative Marketing Act (15 U. S. C. A., Paragraphs 521, 522) from performing any of the acts and practices permitted by said Act;

Provided further, That nothing herein contained shall be deemed to prohibit one or more respondents from entering into or continuing a bona fide partnership, joint operation or venture, or consolidation, for the purpose of operating one or more canneries, and in which the prices paid for raw or fresh salmon are determined by said partnership, joint operation or venture, or consolidation, and where such determination is, under the contract establishing such partnership, joint operation or venture, or consolidation, binding upon all members thereof; This proviso shall not be construed as either an approval or a disapproval of any specific partnership, joint operation or venture, or consolidation, nor as permitting any such partnership, joint operation or venture, or consolidation, to be continued or formed for the purpose or with the effect directly or indirectly of rendering ineffective or unenforceable the inhibitions of this order and the purposes thereof.

Provided further, That nothing herein contained shall prevent collective bargaining between any respondent Union and respondent Industry and/or any employer respondent with respect to wages and working conditions of employee members of said Union within those fishing districts wherein they may be.

It is further ordered, That respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist.

The complaint herein is dismissed as to the following who were named as parties respondent in the Complaint: Kayler-Dahl Fish Company Inc.; Nick Bez, William Calvert, Lawrence Calvert and Starr H. Calvert; Win-Ra Fisheries, Inc.; Associated Fishermen & Allied Workers; Fisheries Division, International Longshoremen's and Warehousemen's Union, Northwest and Alaska; Petersburg Vessel Owners' Association; Southeastern Alaska Salmon Purse Seiners Association and Stikine Gillnetters Association.

Issued: April 9, 1954.

By direction of the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[P. R. Doc. 54-3201; Filed, Apr. 28, 1954;
8:51 a. m.]

Subchapter B—Trade Practice Conference Rules

[File No. 21-112]

PART 43—SPICE GRINDERS AND PACKERS

RESCISSION OF PART

Whereas, the Commission on August 28, 1931, promulgated trade practice rules for the Spice Grinders and Packers Industry, which were codified in the Code of Federal Regulations (16 CFR, Part 43); and

Whereas, said rules cover practices primarily within the jurisdiction of the Food and Drug Administration under the provisions of the Federal Food, Drug, and Cosmetic Act of 1938; and

Whereas, it appears that the rules for this industry are obsolete and that there is no interest on the part of the industry in a revision thereof; and

Whereas, under the circumstances, proceedings for the revision of said rules do not appear to be essential to the public interest:

It is ordered, That the said rules be and the same are hereby rescinded.

Issued: April 26, 1954.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[P. R. Doc. 54-3202; Filed, Apr. 28, 1954;
8:52 a. m.]

TITLE 25—INDIANS

Chapter I—Bureau of Indian Affairs, Department of the Interior

Subchapter I—Irrigation Projects; Operation and Maintenance

PART 95—COLVILLE IRRIGATION PROJECT, WASHINGTON

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95.17	Crop and statistical report.
95.18	Definitions.
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AUTHORITY: §§ 95.1 through 95.19 Issued under secs. 1, 3, 36 Stat. 270, 272, as amended; 25 U. S. C. 385.

§ 95.1 Organization. The Colville Irrigation Project is in charge of the Commissioner who is fully authorized to administer, carry out and enforce the rules and regulations in this part, either directly or through project employees delegated by him, such as Superintendents, watermasters, ditchriders, foremen, and other assistants. The Commissioner is fully authorized to refuse or discontinue delivery of water to any person who willfully disregards the rules and regulations in this part.

§ 95.2 Irrigation season. Water shall be available for irrigation purposes from May 1 to September 30 each year. These dates may be varied as much as 15 days when the Commissioner determines that weather conditions and the necessity for doing maintenance work warrants doing so.

§ 95.3 Domestic and stock use. Irrigation projects are primarily built and maintained for serving land with water for the irrigation of crops during the growing season. Water for domestic and stock water use shall be delivered during the non-irrigation season only at the discretion of the Commissioner or his authorized representative.

§ 95.4 Farm units. For the purpose of the rules and regulations in this part and for the delivery of water, a farm unit shall be defined as a contiguous area of land in single ownership containing not less than one 40-acre subdivision of the public survey regardless of its original status as a farm unit or allotment. In the case of leases a farm unit shall be defined as the contiguous area under a single lease.

§ 95.5 Delivery point. The general rule of the project shall be one delivery point at the upper boundary of the farm unit or allotment, and the project shall maintain the lateral system to that extent. In special cases where from a cost or topographic standpoint it is impracticable for the landowner or lessee to irrigate the entire irrigable area of his tract from one delivery point, the Commissioner shall be authorized to establish additional delivery points but in no instance shall more than one delivery point be established and maintained when the landowner or lessee can at a reasonable expense provide for delivery by the construction of suitable head ditches.

§ 95.6 Method of delivery. Water for irrigation purposes shall be delivered throughout the irrigation season at the discretion of the Commissioner either by the continuous flow or rotation method.

§ 95.7 Duty of water. Water shall be delivered subject to the provisions of the regulations in this part, on a demand basis so long as a sufficient quantity is available for project use. In case of a shortage of water, the Commissioner is authorized to adopt a rotation system, either for the entire project or for individual units thereof when, in his opinion, such action shall be for the best interests of the project. In the apportionment of the water each user shall receive his proportionate share of the available water supply on an irrigable area basis.

§ 95.8 Waterusers responsible for delivered water. It shall be the duty of the Bureau of Indian Affairs to furnish water for beneficial irrigation use only, and it shall be the duty of the wateruser to assist in the prevention of waste, and also prevent damage to adjacent lands. Waterusers shall be held responsible for water after it is delivered to their land, and they shall be required to have their field ditches in suitable condition and of

such capacity as to permit the use of economical heads.

§ 95.9 *Waste water.* In all cases waste water shall be kept to a minimum consistent with good irrigation practice and the wateruser shall be held responsible for the disposal of all waste water, coming from his fields, in such a manner that no injury shall be done to his land or other land by flooding or "subbing". Waste water may be emptied into project canals, laterals and drain ditches only at such points as have been designated for that purpose by the Commissioner, who shall have the right summarily to shut off water from any lands where he finds that water is being unnecessarily wasted or that the provisions of this section are being violated by the owner of such land, or other person who may be in charge of such land under authority of the owner.

§ 95.10 *Right-of-way.* For use in the necessary activities and emergencies incident to the operation and maintenance of the irrigation system, there shall be reserved a right-of-way along all canals, laterals, sub-laterals and drains, in addition to the land actually occupied by such channels and their embankments, measured from the outside limits of the embankments or channel, a strip of land of sufficient width on each side of said canals, laterals, sub-laterals and drains to permit the operation of maintenance equipment, making repairs and improvements, and travel by the project ditchriders.

§ 95.11 *Obstructions and their removal.* No trees, buildings, hay or straw stacks, or other obstructions, shall be placed upon said reserved right-of-way by any adjacent landowners or others. Any trees, buildings, hay or straw stacks, or other obstructions of any kind whatsoever, located upon said right-of-way may be ordered removed by the Commissioner, and if not removed by the person or persons placing them thereon they shall be removed under the supervision of the Commissioner at his direction, and the cost of such removal shall be added to the cost of operation and maintenance for the particular tract of land under the project belonging to the persons so placing or causing such obstructions to be placed thereon.

§ 95.12 *Fences.* No fences shall be placed in the right-of-way except those crossing a canal, lateral or drain ditch, and in such case a gate of approved type shall be installed and maintained by the property owner on each side of the canal, lateral or drain ditch of sufficient width to permit the operation of equipment, travel of ditchriders and all other necessary activities incident to the proper operation and maintenance of the project system. No wire, timber or other material used in the construction of fences across a project canal, lateral or drain ditch shall be placed less than 12 inches above the maximum high water surface elevation of the canal, lateral or drain ditch.

§ 95.13 *Structures.* All necessary headgates, checks and measuring devices shall be installed and maintained

by the project. Any person or corporation desiring to build a structure over, under, in or across a project canal, lateral or drainage ditch shall first obtain from the Commissioner a permit to build such structure.

§ 95.14 *Service ditches.* The farm unit or service ditch into which water is delivered from the project canals or laterals shall have ample capacity and be maintained by the wateruser in proper condition to receive water and convey it to the place of use with a minimum of loss. Any service ditch that has been or may be constructed upon any project canal, lateral or drain right-of-way shall be considered an obstruction and subject to the provisions of § 95.11.

§ 95.15 *Assessments.* The annual per-acre charge for operation and maintenance shall be levied against the entire irrigable area of each farm unit or allotment to which irrigation water can be delivered from present constructed works. Charges shall become due and payable in accordance with § 130.9 of this chapter, and the provisions therein regarding the refusal of delivery of water in case of delinquency shall be enforced.

§ 95.16 *Waterusers' ledgers.* Separate entries shall be made in the waterusers' ledgers for each tract. Bills shall be issued to the record owner, and payments made thereon shall be credited to the proper ledger accounts.

§ 95.17 *Crop and statistical report.* A crop report on forms furnished for that purpose shall be taken each year by the Commissioner. This report shall show the number of acres devoted to each crop, total yield and value of crops for each unit of the project and for the entire project.

§ 95.18 *Definitions.* As used in §§ 95.1 through 95.17, "Commissioner" shall mean the Commissioner of Indian Affairs or his authorized representative.

§ 95.19 *Complaints.* All complaints shall be made to the Superintendent in writing. In case of dispute regarding application of rules and regulations and decisions of the Superintendent made pursuant thereto, appeal may be made within 30 days to the Area Director who shall settle the dispute if possible or refer it with his recommendations to the Commissioner of Indian Affairs.

DOUGLAS MCKAY,
Secretary of the Interior.

APRIL 22, 1954.

[P. R. Doc. 54-3172; Filed, Apr. 28, 1954; 8:45 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter V—Department of the Army

Subchapter E—Organized Reserves

PART 561—ARMY RESERVE

PHYSICAL EXAMINATIONS

Section 561.11 is rescinded and the following substituted therefor:

§ 561.11 *Physical examinations—(a) General.* Physical examinations for

members of the Army Reserve will be made without cost to the reservist and by authorized examiners in conformity with the requirements and standards prescribed in this section. A physical profile will be included as a part of each physical examination accomplished under this section, for officer and enlisted personnel. The physical standards required for participation in regular and frequent aerial flights are prescribed in AR 40-110 (Army Regulations pertaining to standards of medical examination for flying). All Army personnel and installations involved in conducting physical examinations will give any individual a physical examination who requests it for the purpose of applying for appointment or enlistment, provided such applicant presents a letter of authorization from a Reserve unit commander or advisor or higher authority.

(b) *Maintenance of physical fitness.* Maintenance of physical fitness is largely an individual responsibility, particularly with reference to remedial defects. Each member has a definite obligation to maintain himself in good physical condition in order that he may perform his duties efficiently. Each individual, therefore, should seek timely medical advice if he has reason to believe that he has a physical defect which affects or is apt to affect his physical well-being.

(c) *Who may accomplish physical examinations—(1) General.* The Report of Medical Examination may be accomplished and signed by a medical officer of the reserve components of the Armed Forces not on active duty, a medical officer of the Armed Forces on active duty, a medical officer of another Governmental agency, or by any reputable doctor of medicine. Physical examinations will be accomplished on the following priority basis:

(i) By medical officers of the reserve components of the Armed Forces not on active duty. In communities where physical examination workloads warrant, Army area commanders may establish Reserve Physical Examining Boards. These boards will consist of an uneven number of Reserve officers of the Army Medical Corps not on active duty, not less than three members, together with such other Reserve officers or enlisted personnel of the Army Medical Service not on active duty as may be required to assist in the accomplishment of the examinations. Medical officer reservists conducting physical examinations will be awarded points creditable toward retirement.

(ii) By medical officers at medical treatment facilities of the Armed Forces, or at Armed Forces Examining Stations.

(iii) By medical officer of other Governmental agencies on a reimbursable basis, for example, United States Public Health Service and Veterans' Administration in accordance with § 577.4 of this chapter.

(iv) By civilian physicians on a reimbursable basis in remote areas when it is determined that Government medical facilities are not available under the provisions of § 577.3 of this chapter. Fee will be in accordance with schedules published annually by the Department of the Army for physical examinations.

(2) *Authorization.* Authorization for physical examination will be made, in appropriate cases, by the:

- (i) Unit commander or advisor.
- (ii) Chief of the Military District.
- (iii) Army area commander.
- (d) *Physical examinations for appointment and promotion of commissioned officers and warrant officers—(1) General.* The physical examination required for appointment or promotion of officers in the Army Reserve is the final type prescribed in AR 40-105 (Army regulations pertaining to standards of physical examination for commission or warrant in Regular Army, National Guard of the United States, Army of the United States, and organized Reserve Corps) for male personnel, and in AR 40-105 and AR 40-100 (Army regulations pertaining to standards of miscellaneous physical examinations) for female personnel. The final type physical examination accomplished on release from active duty will be acceptable for promotion purposes for a period of 1 year from the date of such examination.

(2) *Reviewing and waiving authority.* Commanders having authority to effect appointment or promotion are designated as reviewing and waiving authorities for medical reports (Standard Forms 88 and 89) submitted in connection with such personnel actions. The standards established in the regulations referred to in subparagraph (1) of this paragraph will be liberally interpreted in the granting of waivers for physical defects which, in the opinion of the reviewing authority, are static in nature, are not subject to complications or aggravation by reason of military duty, and are of such nature and degree as not to affect adversely the performance of active duty considering the member's age, grade, branch, and normal duties.

(e) *Periodic physical examinations.* All officers, warrant officers and enlisted members of the Army Reserve not on active duty, except members of the Retired Reserve, will undergo physical examinations as outlined in AR 40-100 at least once every 4 years or more often as deemed necessary by the Secretary of the Army (see section 225, Armed Forces Reserve Act of 1952, Pub. Law 476, 82d Cong.).

(f) *Failure to submit report of physical status.* Members of the Army Reserve not on active duty, except those in the Retired Reserve, who fail to undergo the physical examination required by paragraph (e) of this section or who fail to submit the annual certificate of physical condition, will, after every reasonable effort has been made to obtain such information, be subject to the following actions:

(1) Reservists having an obligation under the Universal Military Training and Service Act, as amended, may be ordered to active duty or active duty for training as deemed appropriate under the provisions of section 233 (c) of the Armed Forces Reserve Act of 1952 for the purpose of securing the necessary information.

(2) All other reservists may be considered for discharge pursuant to section

248 of the Armed Forces Reserve Act of 1952.

[AR 140-120, April 8, 1954] (Sec. 251, 66 Stat. 495)

[SEAL] JOHN A. KLEIN,
Major General, U. S. Army,
Acting The Adjutant General.

[F. R. Doc. 54-3199; Filed, Apr. 28, 1954;
8:51 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 127—INTERNATIONAL POSTAL SERVICE: POSTAGE RATES, SERVICE AVAILABLE AND INSTRUCTIONS FOR MAILING

MISCELLANEOUS AMENDMENTS

In Part 127, International Postal Service: Postage Rates, Service Available and Instructions for Mailing, 39 CFR Part 127, make the following changes:

a. In § 127.286 *Kenya and Uganda* insert the following immediately after the table of rates appearing in subdivision (i) of paragraph (b) (1):

(ii) *Air parcel rates.*

[Rates: \$1.35 first 4 ounces; \$0.85 each additional 4 ounces]

Lb. Oz.	Rate	Lb. Oz.	Rate
0 4-----	\$1.35	5 12-----	\$20.05
0 8-----	2.20	6 0-----	20.90
0 12-----	3.05	6 4-----	21.75
1 0-----	3.90	6 8-----	22.60
1 4-----	4.75	6 12-----	23.45
1 8-----	5.60	7 0-----	24.30
1 12-----	6.45	7 4-----	25.15
2 0-----	7.30	7 8-----	26.00
2 4-----	8.15	7 12-----	26.85
2 8-----	9.00	8 0-----	27.70
2 12-----	9.85	8 4-----	28.55
3 0-----	10.70	8 8-----	29.40
3 4-----	11.55	8 12-----	30.25
3 8-----	12.40	9 0-----	31.10
3 12-----	13.25	9 4-----	31.95
4 0-----	14.10	9 8-----	32.80
4 4-----	14.95	9 12-----	33.65
4 8-----	15.80	10 0-----	34.50
4 12-----	16.65	10 4-----	35.35
5 0-----	17.50	10 8-----	36.20
5 4-----	18.35	10 12-----	37.05
5 8-----	19.20	11 0-----	37.90

Each air parcel must have affixed the blue Par Avion label (Form 2978). (See § 127.55 (b).)

b. In § 127.363 *Tanganyika Territory* insert the following immediately after the table of rates in subdivision (i) of paragraph (b) (1):

(ii) *Air parcel rates.*

[Rates: \$1.35 first 4 ounces; \$0.85 each additional 4 ounces]

Lb. Oz.	Rate	Lb. Oz.	Rate
0 4-----	\$1.35	4 0-----	\$14.10
0 8-----	2.20	4 4-----	14.95
0 12-----	3.05	4 8-----	15.80
1 0-----	3.90	4 12-----	16.65
1 4-----	4.75	5 0-----	17.50
1 8-----	5.60	5 4-----	18.35
1 12-----	6.45	5 8-----	19.20
2 0-----	7.30	5 12-----	20.05
2 4-----	8.15	6 0-----	20.90
2 8-----	9.00	6 4-----	21.75
2 12-----	9.85	6 8-----	22.60
3 0-----	10.70	6 12-----	23.45
3 4-----	11.55	7 0-----	24.30
3 8-----	12.40	7 4-----	25.15
3 12-----	13.25	7 8-----	26.00

[Rates: \$1.35 first 4 ounces; \$0.85 each additional 4 ounces]

Lb. Oz.	Rate	Lb. Oz.	Rate
7 12-----	\$26.85	9 8-----	\$32.80
8 0-----	27.70	9 12-----	33.65
8 4-----	28.55	10 0-----	34.50
8 8-----	29.40	10 4-----	35.35
8 12-----	30.25	10 8-----	36.20
9 0-----	31.10	10 12-----	37.05
9 4-----	31.95	11 0-----	37.90

Each air parcel must have affixed the blue Par Avion label (Form 2978). (See § 127.55 (b).)

c. In § 127.383 *Zanzibar and Pemba* insert the following immediately after the table of rates in subdivision (i) of paragraph (b) (1):

(ii) *Air parcel rates.*

[Rates: \$1.35 first 4 ounces; \$0.85 each additional 4 ounces]

Lb. Oz.	Rate	Lb. Oz.	Rate
0 4-----	\$1.35	5 12-----	\$20.05
0 8-----	2.20	6 0-----	20.90
0 12-----	3.05	6 4-----	21.75
1 0-----	3.90	6 8-----	22.60
1 4-----	4.75	6 12-----	23.45
1 8-----	5.60	7 0-----	24.30
1 12-----	6.45	7 4-----	25.15
2 0-----	7.30	7 8-----	26.00
2 4-----	8.15	7 12-----	26.85
2 8-----	9.00	8 0-----	27.70
2 12-----	9.85	8 4-----	28.55
3 0-----	10.70	8 8-----	29.40
3 4-----	11.55	8 12-----	30.25
3 8-----	12.40	9 0-----	31.10
3 12-----	13.25	9 4-----	31.95
4 0-----	14.10	9 8-----	32.80
4 4-----	14.95	9 12-----	33.65
4 8-----	15.80	10 0-----	34.50
4 12-----	16.65	10 4-----	35.35
5 0-----	17.50	10 8-----	36.20
5 4-----	18.35	10 12-----	37.05
5 8-----	19.20	11 0-----	37.90

Each air parcel must have affixed the blue Par Avion label (Form 2978). (See § 127.55 (b).)

(R. S. 161, 396, 398; secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL] ABE MCGREGOR GOFF,
Solicitor.

[F. R. Doc. 54-3194; Filed, Apr. 28, 1954;
8:50 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

Appendix—Public Land Orders

[Public Land Order 958]

FLORIDA

RESERVING PUBLIC LANDS FOR RECREATIONAL PURPOSES; PARTIALLY REVOKING EXECUTIVE ORDER OF MAY 3, 1897

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952, and the act of June 14, 1926 (44 Stat. 741; 43 U. S. C. 869), it is ordered as follows:

Subject to valid existing rights the following-described public lands in Florida, which have been classified as chiefly valuable for recreational purposes, are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and the mineral-

leasing laws, and reserved for administration or disposal in accordance with the provisions of the aforesaid act of June 14, 1926:

TALLAHASSEE MERIDIAN

T. 4 S., R. 15 W.,
Sec. 15, lots 2 and 3;
Sec. 22, lots 3 and 4;
Sec. 23, lot 6;
Sec. 25, lot 2;
Sec. 26, lot 1;
Sec. 35, lot 1.

The areas described aggregate 242.40 acres.

The Executive Order of May 3, 1897, reserving certain lands for the future military and naval defenses of St. Andrews Bay, Florida, is hereby revoked so far as it affects the above-described lands.

FRED G. AANDAHL,
Assistant Secretary of the Interior.

APRIL 23, 1954.

[F. R. Doc. 54-3184; Filed, Apr. 28, 1954;
8:48 a. m.]

[Public Land Order 959]

NEBRASKA

ADDITION OF CERTAIN LANDS TO NEBRASKA
NATIONAL FOREST

By virtue of the authority vested in the President by section 24 of the act of March 3, 1891 (26 Stat. 1103; 16 U. S. C. 471) and the act of June 4, 1897 (30 Stat. 34, 36; 16 U. S. C. 473), and pursuant to Executive Order No. 10355 of May 26, 1952, and upon the recommendation of the Secretary of Agriculture it is ordered as follows:

Subject to valid existing rights the following-described public land in Nebraska are hereby added to and reserved as a part of the Nebraska National Forest, and the boundaries of the said National Forest are extended accordingly:

SIXTH PRINCIPAL MERIDIAN

T. 22 N., R. 26 W.,

Beginning at a point on the west boundary of sec. 2 from which the south sixteenth section corner between secs. 2 and 3 bears S. 0° 28' E., 0.75 chains; thence N. 0° 28' W. along section line approximately 19.70 chains to the south boundary of 100 foot right-of-way to C. B. and Q. R. R.; thence southeasterly along south boundary of said right-of-way to a point on meridional center section line of sec. 2; thence S. 0° 21' E., 10.30 chains, along said center section line to south center sixteenth section corner; thence S. 89° 46' W., 23.34 chains, approximately along south latitudinal sixteenth section line; thence N. 81° 48' W., 13.86 chains; thence S. 66° 56' W., 3.29 chains to point of beginning.

The area described aggregates approximately 54.4 acres.

The said land shall hereafter be subject to all laws and regulations applicable to the Nebraska National Forest.

FRED G. AANDAHL,
Assistant Secretary of the Interior.

APRIL 23, 1954.

[F. R. Doc. 54-3185; Filed, Apr. 28, 1954;
8:48 a. m.]

TITLE 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

PART 1—GENERAL RULES OF PRACTICE

NOTICE OF FILING OF APPLICATIONS BY MOTOR CARRIERS OF PASSENGERS AND CERTAIN OTHER PROCEDURAL MATTERS

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 19th day of April A. D. 1954.

The matter of special rules governing notice of filing of applications by motor carriers of passengers and certain other procedural matters with respect thereto being under consideration:

It is ordered, That the following special rules be, and they are hereby, prescribed:

§ 1.241 *Special rules governing notice of filing of applications by motor carriers of passengers, under sections 5 (2), 206, 209, 210a (b), and 211 of the Interstate Commerce Act and certain other procedural matters with respect thereto—(a) Scope of special rules.* These special rules govern the filing and handling of (1) applications under section 5 (2) of the Interstate Commerce Act respecting control, lease, and unification of operating rights and properties of motor carriers of passengers, (2) applications for certificates, permits, and licenses respecting the transportation of passengers under sections 206, 209, and 211 of the act, and (3) applications for temporary authority respecting the transportation of passengers under section 210a (b) of the act. Amendments to applications which broaden the scope of proposed operations are deemed to be "applications" for the purpose of this section. Such amendments will not be allowed if tendered after an application has been assigned for oral hearing.

(b) *Notice to interested persons.* Notice of the filing of such applications to interested persons shall be given by the publication of a summary of the authority sought in the FEDERAL REGISTER. Such summaries will be prepared by the Commission. No other notice by applicants to interested persons is required, except that applicants are not relieved from the obligations to file copies of applications with Governors, State Boards, and District Directors of the Commission's Bureau of Motor Carriers as required by the instructions which are a part of the prescribed form of application.

(c) *Protests and requests for hearing.* (1) Protests to the granting of an application shall be filed with the Commission within 30 days after the date notice of the filing of the application is published in the FEDERAL REGISTER.

(2) Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding unless an oral hearing is held.

(3) In addition to other requirements of § 1.40, protests shall include a request for a public hearing, if one is desired, and shall specify with particularity the facts, matters, and things relied upon,

but shall not include issues or allegations phrased generally. Protests containing general allegations may be rejected.

(4) Any request for an oral hearing shall be supported by an explanation as to why the evidence to be presented cannot reasonably be submitted in the form of affidavits. The Commission will determine whether or not assignment of the application for hearing is necessary or desirable.

(5) Any interested person, not a protestant, desiring to receive notice of the time and place of any hearing, prehearing conference, taking of depositions, or other proceedings shall notify the Commission by letter or telegram within 30 days from the date of publication of the notice of the filing of the application.

(6) Except when circumstances require immediate action, an application for approval under section 210a (b) of the act of the temporary operation of motor carrier properties sought to be acquired in an application under section 5 (2) will not be disposed of sooner than 10 days from the date of publication of the notice of the filing of the application. If a protest is received prior to action being taken, it will be considered.

It is further ordered, That a copy of this order shall be served upon each motor common and contract carrier of passengers and each broker of passenger transportation subject to the jurisdiction of this Commission, and that notice to the general public shall be given by depositing a copy in the Office of the Secretary of the Commission and by filing a copy with the Director, Division of the Federal Register.

And it is further ordered, That this order shall become effective June 1, 1954.

(Secs. 12, 17, 24 Stat. 383, as amended, 385, as amended, 49 Stat. 546, as amended, 548, as amended, sec. 201, 54 Stat. 933, sec. 1, 56 Stat. 285; 49 U. S. C. 12, 17, 304, 305, 904, 1003)

By the Commission.

[SEAL]

GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-3193; Filed, Apr. 28, 1954;
8:50 a. m.]

PART 110—DESTRUCTION OF RECORDS

SUBPART A—STEAM ROADS

LIST OF ACCOUNTS, RECORDS, AND MEMORANDA, AND PERIODS OF RETENTION

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 16th day of April A. D. 1954.

The matter of modifying the "Regulations to Govern the Destruction of Records of Steam Railroads, Issue of 1945," as amended, being under consideration pursuant to authority of section 20 (7) (b) of the Interstate Commerce Act, as amended; and

It appearing, that a notice dated January 14, 1954, was served on all railroad companies subject to provision of the act, to the effect that certain modifica-

tions had been approved, such notice also being published in the *FEDERAL REGISTER* on January 30, 1954 (19 F. R. 542), pursuant to provisions of section 4 of the Administrative Procedure Act; and no written views or arguments having been received on or before April 1, 1954, from any interested person, as provided in such notice, it is ordered, that:

1. Section 110.12 *List of accounts, records, and memoranda, and periods of retention* be amended so as to include the following modifications of the specified items:

a. In Item 110, Material ledgers, (a) Records of material and supplies on hand, change the period of retention from 6 years to 4 years.

b. In Item 111, Purchase and sales, cancel text and period of retention in (b) and substitute:

(b) Invoices for materials and supplies purchased whether attached to vouchers or filed separately (see items 55c and 111-1), and records and reports of such invoices—10 years.

c. In Item 111, Purchase and sales, cancel text and period of retention in (1) and substitute:

(1) Price records of purchases, original file copies of invoices (see item 111-b)—10 years.

d. In Item 114, Material and supplies issued, (d) Price records of material and supplies issued, file copies, change period of retention from "Permanent" to 4 years.

e. In Item 118, Company fuel, change word "coaling" in (b), (c), (d), and (f) to "fueling".

2. *Effective date.* The foregoing modifications shall become effective June 1, 1954.

3. *Notice.* A copy of this order shall be served on each carrier by railroad subject to Part I of the act and not independently operated as an electric line, and on every trustee, receiver, executor, administrator, or assignee of any such carrier, and notice of this order shall be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

(Sec. 12, 24 Stat. 383, as amended; 49 U. S. C. 12. Interprets or applies sec. 20, 24 Stat. 386, as amended; 49 U. S. C. 20)

By the Commission, Division 1.

[SEAL]

GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-3192; Filed, Apr. 28, 1954; 8:49 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 927]

MILK IN NEW YORK METROPOLITAN MARKETING AREA

NOTICE OF MEETING FOR CONSIDERATION OF COOPERATIVE PAYMENTS RULES AND REGU- LATIONS

Pursuant to provisions of § 927.76 of the order, as amended (7 CFR Part 927; 18 F. R. 7224, 7581; 19 F. R. 556), regulating the handling of milk in the New York metropolitan milk marketing area, and of the Administrative Procedure Act (5 U. S. C. 1001 et seq.), notice is hereby given that the meeting held at Syracuse, New York, on January 21 and 22, 1954, pursuant to notice issued on January 11, 1954 (19 F. R. 285) will be reopened beginning at 10:00 a. m., e. d. s. t., on May 5, 1954, at the Syracuse Hotel, Syracuse, New York. Such reopened meeting is for further consideration of rules and regulations proposed to be issued pursuant to said § 927.76 of the order. Interested persons will be afforded an opportunity at the meeting to be heard through the submission of data, views, or arguments orally or in writing. All material presented in writing should be in quintuplicate. Copies of the said proposed rules and regulations as herein-after set forth may be procured from the Market Administrator, 205 East Forty-second Street, New York 17, New York.

The proposed rules and regulations to be considered at said meeting are as follows:

QUALIFICATION

§ 927.410 *Procedure.* (a) Applications submitted by associations shall be subject to investigation and verification prior to any determination as to the qualification of such association to receive payments pursuant to § 927.76.

(b) Before any negative determination is issued, the market administrator, or his representative, shall be available

to meet with directors of the association to discuss the issues which would indicate the negative determination.

§ 927.411 *Determination as to whether an association is a cooperative.* The determination as to whether an association meets the definition of a cooperative as defined in this part including a determination as to whether the association is qualified under the Capper-Volstead Act, shall be made by the market administrator.

§ 927.412 *Determination as to whether an applicant is a federation of cooperatives.* An applicant to be considered a federation of cooperatives must have a membership consisting of organizations incorporated under the cooperative corporations law of a state, and at least 90 percent of the member associations must meet the full definition of a cooperative contained in § 927.76 (a) (1). The activities of the applicant must be under the control of its member associations; 90 percent of the voting power must be controlled by federated cooperatives and other cooperatives qualified individually to receive payments under § 927.76; a negative vote by two-thirds of the federated cooperatives voting must be sufficient to veto any proposed action; and the negative vote by less than three member associations shall not be sufficient to veto any proposed action unless the associations casting such negative vote constitute two-thirds of the associations voting.

§ 927.413 *Producer membership in cooperatives.* (a) The claim of a cooperative that a producer is a member shall be supported by a document signed by the producer, or his authorized agent, except in cases where the by-laws of the cooperative provide for membership for any producer without signature where such producer refuses to sign on the basis of religious scruples. The producer must also conform to all applicable requirements of the by-laws of the

cooperative association in order to be considered a member.

(b) The determination as to whether two or more farms operated by an individual are to be considered farms operated by more than one producer shall depend upon determination of the market administrator as to whether such farms are one or more than one business unit.

(c) The rate of payments based upon number of producers shall be in accordance with the determination issued by the market administrator, and shall be changed only on the basis of a revised determination issued pursuant to paragraphs (c) and (g) of § 927.76.

§ 927.414 *Operating of marketing facilities.* (a) In determining the percentage of milk received from members at pool plants operated by the cooperative association or the federated cooperative, the average shall be computed on the basis of the most recent 12-month period.

(b) Payment relating to operation of market facilities shall be based on the determination of the market administrator and any change in this rate shall be based only on a revised determination.

(c) The original determination shall be made on the basis of considering all of the milk received by the cooperative or the federated cooperative in the specified 12-month period. However, if a revised determination is made with respect to a federation already qualified to receive payments, the milk of any new member cooperative shall be considered only for such time as such cooperative has been a federated cooperative of the federation.

§ 927.415 *Personnel.* An applicant to be qualified must employ at least the following personnel:

(a) *Economist.* A person who has a college degree, with additional training at least equivalent to that required for a Master's degree with specialization in Agricultural Economics. The additional

training may be either college training or experience acquired through working for a disinterested research agency, such as a governmental agency, or an endowed foundation. In addition, he must have at least three years of experience in the field of milk marketing.

(b) *Legal.* A lawyer who must be a member of the bar in good standing and who is employed by the applicant on a full time or on a retainer basis. If employed on the latter basis, his retainer shall require that he give priority attention to the affairs of the cooperative or federation.

(c) *Fieldman.* A person with an education equivalent to that of a person with a Bachelor's degree, with majors in agricultural marketing, dairy marketing and related subjects, and two years of experience in educational work among farmers.

(d) *Field Supervisor.* A person who qualifies as a fieldman but has five years experience, a part of which includes supervision of other men.

(e) *Editor.* A person with an education equivalent to a college degree in journalism and five years experience in agricultural journalism.

§ 927.416 *Facilities.* The applicant must possess facilities which permit the personnel specified in § 927.415 to operate efficiently.

§ 927.417 *Program for market-wide service.* The program for market-wide service submitted by the applicant must be in sufficient detail to demonstrate that the program will result in the performance of the market-wide service required in the provisions of the order and the regulations with respect to continued qualification, and will be fully effective not later than three months following the date of qualification.

§ 927.418 *Publications.* (a) The applicant must issue an official publication containing milk marketing information for members and nonmembers.

(b) If an applicant uses as its publication one which is not prepared exclusively by the association, the section of such publication used for presenting its own material must be readily recognizable in the make-up of the publication. The applicant must demonstrate that it has veto power with respect to any proposed editorials prepared for use in the same publication used by it which may be contrary to the policy of the applicant.

(c) The issuance of a publication by a federated cooperative shall be considered an activity of the federation of which it is a member only to the extent that the material so published is prepared under the direction and supervision of the management of the federation.

PERFORMANCE

§ 927.420 *Reports of cooperatives.* (a) Each qualified cooperative shall file an annual report with the market administrator for the preceding 12-month period within three months of the anniversary of the date of qualification. Such report shall cover the complete activities of the association.

(b) At such times and in such manner as the market administrator may re-

quest, the cooperative shall file additional reports with the market administrator.

(c) The qualified cooperative or the federated cooperative shall file notice of additions and withdrawals of membership not later than the end of the month following the month of such addition or withdrawal. No producer shall be considered a member of a cooperative for purposes of cooperative payments prior to the first of the month preceding the month in which the required report of the addition of such producer as a member is received by the market administrator.

§ 927.421 *Verification of reports and receipts of milk from members.* (a) The reports required pursuant to § 927.420 shall be subject to verification by audit by the market administrator.

(b) Receipts of milk at pool plants from members of a qualified organization shall be subject to verification by the market administrator, and in the event that the volume of such receipts is different from that reported by the handler in his monthly report, the payment to the organization shall be adjusted accordingly by the market administrator by debiting or crediting the organization's account with the market administrator.

§ 927.422 *Consultation on milk marketing problems.* The economist of the association shall be made available on reasonable notice to consult with the market administrator or his representative with respect to milk marketing problems and their solutions, and shall be prepared to discuss with the market administrator, or his representative, the progress being made by the association in carrying out research or analysis of marketing problems.

§ 927.423 *Formulation of proposed amendments and participation in hearings and meetings.* (a) The organization shall file with the market administrator copies of all documents filed with respect to:

- (1) Petitions for amendments.
- (2) Briefs filed following hearings.
- (3) Exceptions filed to recommended decisions.

(4) Written data, views and arguments with respect to any rule making procedure affecting the marketing order.

(b) The records of amendment hearings and meetings of rules and regulations shall be examined by the market administrator to determine the degree of participation by the organization receiving cooperative payments.

§ 927.424 *Referendum of producers.* The organization shall be prepared to aid the Referendum Agent for any referendum conducted with respect to proposed amendments to the order in distribution of material required for the conducting of such referendum. It must also either vote collectively on proposals, or conduct an intensive educational program for members and non members for the guidance of the individual in voting.

§ 927.425 *Educational meetings.* (a) Each qualified organization shall hold a sufficient number of educational meetings for members and non members so

that at least one such meeting shall be held each year within 50 miles of each plant at which the milk of members of the association is delivered.

(b) Notice of each such meeting shall be sent to the market administrator in sufficient time to permit the market administrator to have a representative present if he so desires.

(c) The association shall report to the market administrator the means used by the association to notify non-members of such meetings.

§ 927.426 *Distribution of publications.* (a) The official publication of the association shall be issued at least once a month and distributed to all members of the cooperative or federated cooperatives and to nonmember producers on the same subscription basis.

(b) One copy of the publication shall be filed with the market administrator.

§ 927.427 *Services performed by federated cooperatives.* (a) A federation may engage one or more of its federated cooperatives to perform specific services: *Provided,* That the federation shall exercise the same kind and degree of control over the performance of such services as it would if such services were being performed by its own personnel. The federation may make payment to the federated cooperatives for the performance of such services, such payment to be either in the form of reimbursement for actual expenditures, or on the basis of a stipulated rate which shall be uniform with respect to all of its federated cooperatives. The opportunity to perform such services for the federation and to receive payment therefor shall be open to any of its federated cooperatives which is equipped to perform the services. Performance of services by a federated cooperative for the federation on the basis herein described shall be considered as performance of the services by the federation itself for the purpose of cooperative payments.

(b) With respect to those services for which cooperative payments are provided, activities of a federated cooperative shall not be considered the activities of the federation if the federation does not exercise over them the same kind and degree of control as it would exercise over the activities of its own personnel and any payment by a federation to a federated cooperative with respect to such activities shall be considered contrary to the intent to the provisions of § 927.76.

HEARINGS ON PROPOSED DISQUALIFICATION

§ 927.430 *Notice of hearing.* Not later than ten days after receipt of a request for hearing on a proposed disqualification, the market administrator shall issue a notice to the cooperative or the federation of the time and place for such hearing.

§ 927.431 *Presiding officer.* The hearing shall be conducted by the market administrator or at his discretion by a hearing examiner of either the United States Department of Agriculture or the New York State Department of Agriculture and Markets.

§ 927.432 *Order of proceeding and burden of proof.* The cooperative or federation shall proceed first at the hearing and shall have the burden of proving its eligibility to receive payments.

§ 927.433 *Evidence.* (a) The cooperative or federation shall place into the record under oath all of the evidence on which it will rely either before the market administrator or on an appeal.

(b) The market administrator shall place into the record under oath any additional evidence on which he may wish to rely in making his final determination with respect to the qualification of the cooperative or federation to receive payments.

(c) Opportunity for cross-examination shall be given both to the cooperative or federation and the market administrator.

Issued at New York, New York, this 22d day of April 1954.

[SEAL] C. J. BLANFORD,
Market Administrator, New
York Metropolitan Milk Mar-
keting Area.

[F. R. Doc. 54-3196; Filed, Apr. 28, 1954;
8:50 a. m.]

[7 CFR Part 973]

HANDLING OF MILK IN MINNEAPOLIS-ST. PAUL, MINNESOTA, MARKETING AREA

NOTICE OF EXTENSION OF TIME FOR FILING EXCEPTIONS TO RECOMMENDED DECISION WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND ORDER

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and the applicable rules of practice and procedure governing the formulation of marketing agreements and orders (7 CFR Part 900) notice is hereby given that the time for filing exceptions to the recommended decision with respect to a proposed marketing agreement and a proposed order amending the order, as amended, regulating the handling of milk in the Minneapolis-St. Paul, Minnesota, marketing area, which was issued April 12, 1954 (19 F. R. 2186) is hereby extended to May 3, 1954.

Dated: April 26, 1954.

[SEAL] GEORGE A. DICE,
Acting Deputy Administrator.

[F. R. Doc. 54-3197; Filed, Apr. 28, 1954;
8:51 a. m.]

was filed on March 5, 1954, by Division of Forestry, Bureau of Land Management, Anchorage, Alaska.

The purposes of the proposed withdrawal: Public service site.

For a period of 60 days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the Regional Administrator, Region VII, Bureau of Land Management, Department of the Interior at Anchorage, Alaska. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

U. S. Survey 3243, containing approximately 31.52 acres.

LOWELL M. PUCKETT,
Regional Administrator.

[F. R. Doc. 54-3174; Filed, Apr. 28, 1954;
8:46 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ALASKA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

An application, serial number Anchorage 026290, for the withdrawal from all forms of appropriation under the public land laws, of the lands described below was filed on March 22, 1954, by the Alaska Railroad.

The purposes of the proposed withdrawal: To protect water supply for a gravity system water standpipe at the railroad track.

For a period of 60 days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the Regional Administrator, Region VII, Bureau of Land Management, Department of the Interior at Anchorage, Alaska. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

Beginning at a point on the northeasterly boundary line of the present right-of-way of the Alaska Railroad which is located 100.0 feet to the right (northeasterly) from the center line of the main track of the railroad at survey station "C" 983 plus 53.0 E. C. Mileage 71.15. The point of beginning is located at latitude 60°54'46" N., longitude 149°06'10" W.; thence southeasterly 735.7 feet parallel to and 100.0 feet from the center line of the main track to a point which lies due north 110.0 feet more or less from the center line of the main track at survey station "C" 975 plus 38.2, Mileage 71.00; thence due north 216.00 feet along the northwesterly boundary line of the Chugach National Forest as established by Public Land Order No. 797 to a point which lies 300.0 feet from the center line of the main track, measured at right angles therefrom; thence northwesterly 579.1 feet parallel to and 300.0 feet from the center line of the main track; thence southwesterly 200.0 feet to the point of beginning. The tract as described contains approximately 3.02 acres.

LOWELL M. PUCKETT,
Regional Administrator.

[F. R. Doc. 54-3173; Filed, Apr. 28, 1954;
8:46 a. m.]

ALASKA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

An application, serial number Anchorage 026249, for the withdrawal from all forms of appropriation under the public land laws, of the lands described below

ALASKA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

An application, serial number Anchorage 025613, for the withdrawal from all forms of appropriation under the public land laws, of the lands described below was filed on March 1, 1954, by the Department of the Army.

The purposes of the proposed withdrawal: For construction of permanent dock structures and warehousing facilities.

For a period of 30 days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the Regional Administrator, Region VII, Bureau of Land Management, Department of the Interior at Anchorage, Alaska. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

Beginning at a point which bears S. 88° 39' W., 200 feet from the most southerly corner of Parcel No. 7 of Public Land Order No. 587 as withdrawn on 23 May 1949; thence N. 88° 39' E., 200 feet to said most southerly corner of Parcel No. 7; thence N. 34° 21' W., 77.20 feet to the most westerly corner of Parcel No. 7; thence N. 55° 39' E., along the northwest line of Parcel No. 7, a distance of 1746.18 feet to a point on said northwest line which is S. 55° 39' W., 25.95 feet from the most northerly corner of Parcel No. 7. Thence S. 70° 09' W., 1846.96 feet to a point; thence N. 60° 51' W., 300 feet to a point; thence S. 55° 09' W., 525 feet more or less to a point on the south line of the West Camp access road; thence in a southeasterly direction along the south line of said access road 885 feet more or less to the point of beginning, containing approximately 15.93 acres.

LOWELL M. PUCKETT,
Regional Administrator.

[F. R. Doc. 54-3175; Filed, Apr. 28, 1954;
8:46 a. m.]

ALASKA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

An application, serial number Anchorage 026010, for the withdrawal from all forms of appropriation under the public land laws, of the lands described below was filed on December 23, 1953, by Department of Agriculture.

The purposes of the proposed withdrawal: Recreational Sites.

For a period of 60 days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the Regional Administrator, Region VII, Bureau of Land Management, Department of the Interior at Anchorage, Alaska. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

SEWARD HIGHWAY AND HOPE HIGHWAY JUNCTION

A tract extending 10 chains on each side of the center line of the Seward-Anchorage Highway beginning at Station 1474+00 Section C and extending along and parallel to the highway centerline to Station 1507+60 of the Hope Highway Section D, approximate latitude 60°47' N., longitude 149°26' West, containing approximately 74.3 acres.

INGRAM CREEK AREA

A tract extending 10 chains on each side of the centerline of the Seward-Anchorage Highway, beginning at Station 452+79 Section E and extending along and parallel to the highway centerline to Station 515+00 Section E, approximate latitude 60°51' N., longitude 149°4' West, containing approximately 58.5 acres.

PORTAGE GLACIER AREA

Beginning at a point 2 miles due west and 0.35 miles due south of the highest point of the most northerly knob, about 50 feet in height, on the well-defined glaciated spur between Passage Canal (Portage Bay) and Portage Glacier, this knob being approximately 1¼ miles southwest of the head of Passage Canal in approximate latitude 60°46' N., longitude 148°45' W.; thence north 0.85 mile; west 1 mile; north 0.65 mile; west 0.65 mile; north 0.1 mile; west 0.2 mile; north 0.1 mile; west 0.3 mile; south 0.9 mile; east 0.4 mile; south 0.3 mile; east 0.4 mile; south 0.85 mile; east 0.35 mile; north 0.35 mile; east 1.0 mile to point of beginning, containing approximately 1,790.4 acres.

LOWELL M. PUCKETT,
Regional Administrator.

[F. R. Doc. 54-3176; Filed, Apr. 28, 1954;
8:46 a. m.]

ALASKA

SMALL TRACT CLASSIFICATION ORDER NO. 33 REVOKED IN PART

APRIL 22, 1954.

Pursuant to the authority delegated to me under section 2.21 of Order No. 1, Bureau of Land Management, Region VII, approved by the Acting Secretary of the Interior August 20, 1951 (16 F. R. 8625), the classification for lease and sale under the Small Tract Act of June 1, 1938 (52 Stat. 609; 43 U. S. C. Sec. 682a), as amended, which was effected by Small Tract Classification Order No. 33 of September 27, 1950, is hereby revoked as to the following described lands:

T. 12 N., R. 3 W., Seward Meridian
Sec. 33: S½SW¼NW¼SW¼, W½NW¼SW¼SW¼, NE¼SW¼SW¼SW¼, NW¼SW¼SW¼SW¼, SW¼SW¼SW¼SW¼.

Containing approximately 17.5 acres.

These lands are identified on a plat of a dependent resurvey and subdivision of the SW¼ of Sec. 33, dated February 14, 1952, as Lots 178, 206, 235, 236, and 237, respectively.

FRED J. WEILER,
Chief,
Division of Land Planning.

[F. R. Doc. 54-3181; Filed, Apr. 28, 1954;
8:47 a. m.]

ARIZONA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

APRIL 21, 1954.

An application, serial number Arizona 04756, for the withdrawal from location, sale, and entry, under the General Mining Laws, of the lands described below was filed on April 6, 1953, by the U. S. Department of Agriculture.

The purposes of the proposed withdrawal: Administrative sites, recreation areas, and roadside zones.

For a period of thirty days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the Regional Administrator, Region 5, Bureau of Land

Management, Department of the Interior at P. O. Box 1695, Albuquerque, New Mexico. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

Application AR-04756 filed April 6, 1953, Prescott National Forest:

GILA AND SALT RIVER MERIDIAN

CROWN KING ADMINISTRATIVE SITE

T. 10 N., R. 1 W., unsurveyed.
Starting at Corner No. 1 of Estrella patented mining claim covered by Mineral Survey No. 3187 and expected to be located in Sec. 14, T. 10 N., R. 1 W., thence due East for a distance of 10 chains, thence due South for a distance of 20 chains, thence due West for a distance of 20 chains, thence due North for a distance of 20 chains, thence due East for a distance of 10 chains to point of beginning.

The area described aggregates 40 acres.

DRAKE ADMINISTRATIVE SITE

T. 19 N., R. 1 W.,
Sec. 32, NE¼, E½SE¼.

The area described aggregates 240 acres.

GOVERNMENT SPRING RECREATION AREA

T. 12 N., R. 3 E.,
Sec. 3, lot 3.
T. 13 N., R. 3 E.,
Sec. 33, lots 11 and 14.

The areas described aggregate 116.53 acres.

GRANITE CREEK RECREATION AREA

T. 13 N., R. 2 W.,
Sec. 16, W½E½NW¼, SE¼NW¼NW¼, E½SW¼NW¼, E½NW¼SW¼, SW¼NW¼SW¼, N½NE¼SW¼, SE¼NE¼SW¼, NW¼SW¼SW¼.

The area described aggregates 140 acres.

GROOM CREEK ADMINISTRATIVE SITE

T. 13 N., R. 2 W.,
Sec. 26, lot 28.

The area described aggregates 7.88 acres.

HICKEY MOUNTAIN SUMMER HOME AREA, POTATO PATCH PICNIC AREA, AND LOWER MINGUS MOUNTAIN WINTER SPORTS AREA

T. 15 N., R. 2 E., unsurveyed.
Sec. 4, SW¼NW¼, NW¼SW¼;
Sec. 5, S½NE¼, N½SE¼.

The areas described aggregate 240 acres.

HYDE MOUNTAIN LOOKOUT

T. 17 N., R. 6 W.,
Sec. 20, SW¼SE¼;
Sec. 29, NW¼NE¼.

The areas described aggregate 80 acres.

INDIAN CREEK RECREATION AREA

T. 13 N., R. 2 W.,
Sec. 19, lots 12, 13, 19 and 20;
Sec. 20, lots 5, 12 and 13;
Sec. 29, lots 6 and 7;
Sec. 30, lot 5.

The areas described aggregate 441.37 acres.

JOHNSON WASH RANGER STATION

T. 14 N., R. 3 E.,
Sec. 33, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
NW $\frac{1}{4}$ SW $\frac{1}{4}$ and lots 1, 2 and 3.

The areas described aggregate 132.05 acres.

MEXICAN SHEEP ADMINISTRATIVE PASTURE

T. 16 N., R. 2 E., unsurveyed,
Sec. 12, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$.
The areas described aggregate 180 acres.

MINGUS MOUNTAIN LOOKOUT, MINGUS MOUNTAIN RECREATION AREA, MINGUS MOUNTAIN SUMMER HOME AREA, AND PLAYGROUNDS PICNIC AREA

T. 15 N., R. 2 E., unsurveyed,
Starting at Corner No. 6 of Homestead Entry Survey No. 92, expected to be located in Secs. 3, 4, 9 and 10, thence due East for a distance of 50 chains, thence due South for a distance of 60 chains, thence due West for a distance of 130 chains, thence due North for a distance of 60 chains, thence due East for a distance of 80 chains to point of beginning.

The area described aggregates 662.84 acres.

POWELL SPRINGS RECREATION AREA

T. 14 N., R. 3 E.,
Sec. 19, E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$
NE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$
SE $\frac{1}{4}$.

The areas described aggregate 100 acres.

SPRUCE MOUNTAIN LOOKOUT

T. 13 N., R. 1 W.,
Sec. 31, NW $\frac{1}{4}$ SE $\frac{1}{4}$.

The area described aggregates 40 acres.

TIKUMB BUTTE RECREATION AREA

T. 14 N., R. 3 W.,
Sec. 36, lots 1, 2, SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$
SW $\frac{1}{4}$ NE $\frac{1}{4}$.

The areas described aggregate 105.28 acres.

TONTON SPRINGS ADMINISTRATIVE SITE

T. 15 N., R. 4 W.,
Sec. 33, E $\frac{1}{2}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 34, W $\frac{1}{2}$ W $\frac{1}{2}$ W $\frac{1}{2}$.

The areas described aggregate 440 acres.

TOWERS MOUNTAIN LOOKOUT

T. 10 N., R. 1 W., unsurveyed,
Starting at the mineral survey corner designated as Corner No. 2 of the Bear patented mining claim and Corner No. 3 of the Kitty patented mining claim as shown on Mineral Survey No. 3010, thence due South along the West side of the Kitty patented claim a distance of 750 feet to the point of beginning, thence due South a distance of 20 chains, thence due West a distance of 20 chains, thence due North a distance of 20 chains, thence due East a distance of 20 chains to the point of beginning.

The area described aggregates 40 acres.

WILLOW ADMINISTRATIVE SITE ADDITION

T. 14 N., R. 3 W.,
Sec. 13, lots 1, 2, 3 and 4.

The areas described aggregate 174.18 acres.

WOLF CREEK RECREATION AREA

T. 12 $\frac{1}{2}$ N., R. 2 W., unsurveyed,
Sec. 3, NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$.

T. 13 N., R. 2 W.,
Sec. 34, lots 15, 16 and 17.

The areas described aggregate 130.73 acres.

YARGER CANYON ADMINISTRATIVE SITE

T. 15 N., R. 2 E., unsurveyed,
Sec. 17, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$
NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$
NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{2}$
SW $\frac{1}{4}$.

Sec. 18, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$
SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$
N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$,
SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 20, N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$.

The areas described aggregate 690 acres.

WHITE SPAR (U. S. NO. 89) HIGHWAY, ROADSIDE ZONE

A strip of land 300 feet on each side of the center line of U. S. Highway No. 89 through the following legal subdivisions:

T. 12 $\frac{1}{2}$ N., R. 3 W.,
Sec. 23, lots 1, 2, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 24, lots 2, 3 and 4;
Sec. 26, NW $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 33, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 34, SW $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$;
Sec. 35, NW $\frac{1}{4}$.

T. 13 N., R. 2 W.,
Sec. 16, NW $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 17, lot 16;
Sec. 19, lots 12, 13 and 20;
Sec. 20, lots 1, 2, 3, 4, 5 and 6;
Sec. 30, lots 5, 10, 11, 12, 15, 16 and 17;
Sec. 31, lot 8.

T. 13 N., R. 3 W.,
Sec. 25, lots 3 and 4;
Sec. 35, SE $\frac{1}{4}$;
Sec. 36, NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$.

PRESCOTT-ASHFORK (U. S. NO. 89) HIGHWAY, ROADSIDE ZONE

A strip of land 200 feet on each side of the center line of U. S. Highway No. 89 through the following legal subdivisions:

T. 18 N., R. 1 W.,
Sec. 6, NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$.
T. 18 N., R. 2 W., unsurveyed,
Sec. 1, SE $\frac{1}{4}$;
Sec. 12, NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 13, NW $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 14, SE $\frac{1}{4}$;
Sec. 23, NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$.

T. 19 N., R. 1 W.,
Sec. 6, NE $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 7, NE $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 17, NW $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 18, NE $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 20, NW $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 29, NW $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 31, NE $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 32, NW $\frac{1}{4}$.

T. 20 N., R. 1 W.,
Sec. 31, NE $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$.

NEW BLACK CANYON HIGHWAY—CORDS JUNCTION TO FLAGSTAFF, ROADSIDE ZONE

A strip of land 200 feet on each side of the center line of the Cords Junction to Flagstaff section of the New Black Canyon Highway, through the following legal subdivisions:

T. 12 N., R. 3 E.,
Sec. 3, NE $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 10, NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 15, NW $\frac{1}{4}$;
Sec. 16, NE $\frac{1}{4}$, NW $\frac{1}{4}$;
Sec. 17, NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 20, NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$.

T. 13 N., R. 3 E.,
Sec. 1, SE $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 2, SE $\frac{1}{4}$;
Sec. 11, NE $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 14, NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 15, SE $\frac{1}{4}$;
Sec. 22, NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 27, NW $\frac{1}{4}$;
Sec. 28, NE $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 33, NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$.

T. 13 N., R. 4 E.,
Sec. 3, NE $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 7, lots 2 and 3;
Sec. 8, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 9, NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 10, NE $\frac{1}{4}$, NW $\frac{1}{4}$.

T. 14 N., R. 4 E.,
Sec. 25, NW $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 26, SE $\frac{1}{4}$;
Sec. 34, SE $\frac{1}{4}$;
Sec. 35, NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$.

MINGUS MOUNTAIN HIGHWAY (U. S. NO. 89A) ROADSIDE ZONE

A strip of land 200 feet on each side of the center line of the Mingus Mtn. Highway, U. S. Highway 89A, through the following legal subdivisions:

T. 15 N., R. 2 E., unsurveyed,
Sec. 5, NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 7, NE $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 8, NE $\frac{1}{4}$, NW $\frac{1}{4}$;
Sec. 18.
T. 16 N., R. 2 E.,
Sec. 13, SE $\frac{1}{4}$ (unsurveyed);
Sec. 22, SE $\frac{1}{4}$ (unsurveyed);
Sec. 23, NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$;
Sec. 24, NE $\frac{1}{4}$, NW $\frac{1}{4}$;
Sec. 27, NE $\frac{1}{4}$, NW $\frac{1}{4}$ (unsurveyed);
Sec. 28, (unsurveyed);
Sec. 32, NE $\frac{1}{4}$, SE $\frac{1}{4}$ (unsurveyed);
Sec. 33, NW $\frac{1}{4}$, SW $\frac{1}{4}$ (unsurveyed).

SENATOR HIGHWAY (FOREST ROAD NO. 52), ROADSIDE ZONE

A strip of land 300 feet on each side of the center line of the Senator Highway, Forest Highway No. 52, through the following legal subdivisions:

T. 13 N., R. 2 W.,
Sec. 14, lots 4, 12, 13 and 14;
Sec. 15, lots 1, 8 and 9;
Sec. 23, lots 3, 4, 6, 7, 10 and 14;
Sec. 26, lots 20, 26, 29, 33 and 34;
Sec. 35, lots 5, 6, 7, 8, 14, 15 and 16.
T. 12 $\frac{1}{2}$ N., R. 2 W., unsurveyed,
Sec. 23, E $\frac{1}{2}$ W $\frac{1}{2}$, W $\frac{1}{2}$ E $\frac{1}{2}$;
Sec. 26, NE $\frac{1}{4}$, SE $\frac{1}{4}$.

E. R. SMITH,
Regional Administrator.

[F. R. Doc. 54-3182; Filed, Apr. 28, 1954;
8:47 a. m.]

CALIFORNIA

CLASSIFICATION ORDER AMENDED

APRIL 16, 1954.

Pursuant to the authority delegated to me by the Regional Administrator, Region II, Bureau of Land Management, by Order No. 1, Amendment No. 2, dated January 29, 1953 (18 F. R. 23), Small Tract Classification Order No. 70, California No. 28, dated March 19, 1945, is hereby amended to provide for sale to lessees of all lands described therein at the appraised price of \$100.00 per tract of approximately 5 acres. Applications to purchase must be filed in accordance with applicable regulations.

E. I. ROWLAND,
Regional Chief,
Division of Lands.

[F. R. Doc. 54-3183; Filed, Apr. 28, 1954;
8:48 a. m.]

OREGON

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

APRIL 21, 1954.

An application, serial number Oregon 03060, for the withdrawal from all forms of appropriation under the public land laws, except mineral leasing of the lands described below was filed on January 7, 1954, by United States Fish and Wildlife Service. The purposes of the proposed withdrawal: Eagle Creek Fish-Cultural Station.

For a period of 30 days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the Regional Administrator, Region I, Bureau of Land Management, Department of the Interior at Swan Island Station, Portland 18, Oregon. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

WILLAMETTE MERIDIAN

T. 3 S., R. 5 E.,

Sec. 26, NE $\frac{1}{4}$ NW $\frac{1}{4}$;

Sec. 27, NE $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$;

Sec. 28, N $\frac{1}{2}$ S $\frac{1}{2}$.

The areas described aggregate 600 acres.

The lands are located on Eagle Creek 7 miles east of Estacada. The elevation is 950 to 1,800 feet, and the topography is deep canyon to mountainous. The lands are Revested Oregon and California Railroad Grant lands and are in power site reserves. The lands are being administered under principles of sustained yield and multiple use forest management policy.

The lands are in the Eagle Creek watershed and have direct important watershed value in connection with the proposed Eagle Creek Fish-Cultural Station. The Geological Survey has reported that the use of the lands for watershed protection in connection with the fish cultural purposes as proposed is not detrimental to their power value, and that there is no objection to the withdrawal, subject to the power site reserves. It has been determined that the withdrawal of the lands for the purposes proposed, will be consistent with the multiple uses, including timber management under the administrative jurisdiction of the Bureau of Land Management.

J. G. FRIEDLY,
Acting Regional Administrator.

[F. R. Doc. 54-3177; Filed, Apr. 28, 1954;
8:46 a. m.]

[Docket DA-219]

OREGON

RESTORATION ORDER UNDER FEDERAL
POWER ACT

APRIL 21, 1954.

Pursuant to determination DA-219, Oregon, of the Federal Power Commission and in accordance with Order No. 427, section 2.22 (a) (4) of the Director, Bureau of Land Management, approved August 16, 1950, 15 F. R. 5641, it is ordered as follows:

Subject to valid existing rights and the provisions of existing withdrawal, the lands hereinafter described so far as they are withdrawn and reserved for power purposes are hereby restored subject to section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U. S. C. sec. 818) as amended.

WILLAMETTE MERIDIAN

T. 21 S., R. 1 W.,

Sec. 31, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

The areas described aggregate 120 acres.

The lands described are revested Oregon and California Railroad Grant lands, and they are classified as primarily valuable for timber production and retention in public ownership.

While any application which is filed will be considered on its merits, it is unlikely that any part of the restored lands will be classified for any use or disposal other than that shown above. No application for the lands may be allowed under the homestead, desert land, or any other nonmineral public land laws unless the lands have already been classified as valuable or suitable for such type of application, or shall be so classified upon consideration of an application.

The lands described shall be subject to application by the State of Oregon for a period of 90 days from date of publication of this order in the FEDERAL REGISTER for right-of-way for public highways or as a source of materials for construction and maintenance of such highways, subject to section 24 of the Federal Power Act, as amended. This order shall not otherwise affect the status of the lands until 10:00 a. m. on the 91st day after the date of publication of this order in the FEDERAL REGISTER. At that time, the lands shall become subject to application, petition, location and selection, subject to valid existing rights, the provisions of existing withdrawals, the requirements of applicable laws and the 90-day preference filing period of veterans and others entitled to preference under the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279-284), as amended.

Information showing the periods during which and conditions under which veterans and others may file application for these lands may be obtained on request in the Land Office, Portland, Oregon.

J. G. FRIEDLY,
Acting Regional Administrator.

[F. R. Doc. 54-3178; Filed, Apr. 28, 1954;
8:47 a. m.]

IDAHO

STOCK DRIVEWAY WITHDRAWAL

APRIL 20, 1954.

By virtue of the authority contained in section 7 of the act of June 28, 1934 (48 Stat. 1272), as amended by the act of June 26, 1936 (49 Stat. 1976; 43 U. S. C. 315f), and in section 10 of the act of December 29, 1916 (39 Stat. 865), as amended by the act of January 29, 1929 (45 Stat. 1144; 43 U. S. C. 300), and pursuant to section 2.22 (a) (2) of Dele-

gation Order No. 427 of August 16, 1950, 15 F. R. 5641, it is ordered as follows:

The following described public lands in the State of Idaho are hereby classified as necessary and suitable for stock driveway purposes and, excepting any mineral deposits therein, are withdrawn from all disposal under the public land laws and reserved, subject to valid existing rights, for the use of the general public for stock driveway purposes.

BOISE MERIDIAN

T. 2 N., R. 43 E.,

Sec. 35, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ S $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$.

The areas described aggregate 235 acres.

Any mineral deposits in the lands shall be subject to location and entry only in the manner prescribed by the Secretary of the Interior in accordance with the provisions of the aforesaid act of January 29, 1929, and existing regulations.

J. G. FRIEDLY,
Acting Regional Administrator.

[F. R. Doc. 54-3179; Filed, Apr. 28, 1954;
8:47 a. m.]

[Misc. 1568292]

WASHINGTON

AIR NAVIGATION SITE REVOKED

APRIL 21, 1954.

By virtue of the authority contained in section 4 of the act of May 24, 1928 (45 Stat. 729; 49 U. S. C. 214), and pursuant to section 2.22 (a) (2) of Delegation Order No. 427 of August 16, 1950, 15 F. R. 5641, it is ordered as follows:

Air Navigation Site Withdrawal No. 95 dated September 26, 1934, is hereby revoked as to Beacon Site No. 14, Seattle-Helena Airway at Gloyd, Washington, involving the following described land:

WILLAMETTE MERIDIAN

T. 21 N., R. 28 E.,

Sec. 26, NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$.

The areas described aggregate 9.84 acres.

The land described is within a first form reclamation withdrawal prescribed by section 3 of the act of June 17, 1902 (32 Stat. 388), and it is not subject to application, selection or entry under any of the nonmineral public land laws until further notice.

J. G. FRIEDLY,
Acting Regional Administrator.

[F. R. Doc. 54-3180; Filed, Apr. 28, 1954;
8:47 a. m.]

Fish and Wildlife Service

CERTAIN LANDS AND WATERS ADJACENT TO
PRESQUELE NATIONAL WILDLIFE REFUGE,
VIRGINIA

DESIGNATION AS CLOSED AREA UNDER
MIGRATORY BIRD TREATY ACT

By virtue of and pursuant to the Migratory Bird Treaty Act of July 3, 1918 (40 Stat. 755), and Reorganization Plan II (53 Stat. 1431), and in accordance

with the provisions of the Administrative Procedure Act of June 11, 1946 (60 Stat. 238), I, Douglas McKay, Secretary of the Interior, having due regard to the zones of temperature and to the distribution, abundance, economic value, breeding habits, and times and lines of migratory flight of migratory birds included in the terms of the convention between the United States and Great Britain for the protection of migratory birds, concluded August 16, 1916, and the convention between the United States and the United Mexican States for the protection of migratory birds and game mammals, concluded February 7, 1936, do hereby designate as closed area in or on which pursuing, hunting, taking, capturing, or killing of migratory birds, or attempting to take, capture, or kill migratory birds is not permitted, said area identified and described as follows:

All the area of the bed of the James River, submerged or exposed, including the waters thereof, in Charles City and Henrico Counties, Virginia, immediately contiguous to and abutting upon lands of the United States (Presquille National Wildlife Refuge) and more particularly described as follows:

Beginning at a point in the Chesterfield-Charles City County Line, near the southern point of Turkey Island and at the lower end of the Turkey Island Cutoff, from which point a 1" iron pipe projecting 16" above the ground bears North, 0.58 chain distant; thence with the line of ordinary low water upstream in part with the Chesterfield-Charles City County Line and in part with the Chesterfield-Henrico County Line, approximately five and one-half miles to the southwest point of Turkey Island at the upper end of Turkey Island Cutoff, a 1½" iron pipe projecting 36" above the ground from which pipe the U. S. C. and G. S. triangulation station "Turkey" bears S. 57° 36' E., 27.92 chains distant; thence N. 23° 30' W., approximately one-eighth mile across the James River to the limits of emergent marsh vegetation on the left shore, approximately one and one-half miles above the mouth of Curles Neck Creek; thence downstream with the (riverward) limits of emergent marsh vegetation or upland vegetation respectively on the left shore of the James River, passing Curles Neck Creek and Turkey Island Creek, approximately seven miles to a point near Shirley, approximately one-half mile downstream from the boat landing or dock at upper Shirley; thence N. 60° 30' W., approximately three-eighths mile to the place of beginning.

In accordance with section 4 (c) of the Administrative Procedure Act, this designation is effective 30 days after date of publication.

Issued at Washington, D. C., this 22d day of April 1954.

DOUGLAS MCKAY,
Secretary of the Interior.

[F. R. Doc. 54-3171; Filed, Apr. 28, 1954;
8:45 a. m.]

Office of the Secretary

[Order 2755]

DEFENSE FUNCTIONS

APRIL 23, 1954.

This order restates existing provisions for the administration of the functions with respect to metals and minerals,

electric power, solid fuels, and fishery commodities or products vested in the Secretary of the Interior under the Defense Production Act of 1950, as amended, or by virtue of his authority under that act. It also provides for the administration, after April 30, 1954, the date on which the Petroleum Administration for Defense will be abolished, of the functions with respect to petroleum and gas similarly vested in the Secretary.

SECTION 1. Delegation of authority. Except as provided in section 3 of this order, and except as the Secretary of the Interior may otherwise provide, all the functions and powers which are or may be vested in the Secretary of the Interior by delegations or redelegations issued pursuant to the Defense Production Act of 1950, as amended, or issued pursuant to any other law by virtue of authority delegated to him under the Defense Production Act of 1950, as amended, may be performed and exercised:

(a) In so far as these functions and powers relate to metals and minerals, by the Administrator of the Defense Minerals Exploration Administration;

(b) In so far as these functions and powers relate to solid fuels, by the Administrator of the Defense Solid Fuels Administration;

(c) In so far as these functions and powers relate to fishery commodities or products, by the Director of the Fish and Wildlife Service; and

(d) In so far as these functions and powers relate to petroleum and gas, by the Director of the Oil and Gas Division.

SEC. 2. Electric power. The defense functions of the Secretary relating to electric power fall within the assignment of the Assistant Secretary—Water and Power Development, who is one of the Secretarial officers already empowered by section 1 of Order No. 2509, as amended (17 F. R. 6793, 8634) to exercise the authority of the Secretary with respect to various matters relating to defense, including electric power.

SEC. 3. Limitations. (a) Section 1 of this order does not authorize any officer mentioned in that section to:

(1) Perform or exercise any function or power which cannot be redelegated by the Secretary of the Interior under the provisions of any delegation of authority to the Secretary;

(2) Redelegate any power or function to any person other than an officer or employee of the bureau or office which he heads;

(3) Appoint or employ any person under section 710 of the Defense Production Act of 1950, as amended; or

(4) Issue orders or directives relating to petroleum or gas.

(b) Existing arrangements for Department representation on interagency and interdepartmental committees and boards dealing with defense functions are hereby confirmed, but the function of specifying the arrangements for such representation as may be necessary is reserved to the Secretary.

(c) The function of establishing policies pertaining to defense matters in-

volving two or more defense areas is reserved to the Secretary.

SEC. 4. Acting Administrator, Defense Minerals Exploration Administration.

(a) The Deputy Administrator shall perform the duties of the Administrator in case of the death, resignation, absence or sickness of the Administrator.

(b) The Special Assistant to the Administrator shall perform the duties of the Administrator in case of the death, resignation, absence or sickness of the Administrator and the Deputy Administrator.

(c) An official acting under authority of this section shall sign documents under the title "Acting Administrator."

SEC. 5. Acting Administrator, Defense Solid Fuels Administration. The Industrial Specialist (Industry Finance) shall perform the duties of the Administrator in case of the death, resignation, absence or sickness of the Administrator, and when so serving shall sign documents under the title "Acting Administrator."

SEC. 6. Saving clause. DMEA Order 1 as amended and all delegations and redelegations made, and other official actions taken, and all agreements entered into by the Administrator of the Defense Minerals Exploration Administration, the Administrator of the Defense Solid Fuels Administration, and by the Administrator or the Deputy Administrator of the Petroleum Administration for Defense, and other authorized officials of these agencies, which are in force at the close of business April 30, 1954, shall continue in force until amended or revoked by competent authority.

SEC. 7. Effect on other orders. Effective at the close of business on April 30, 1954, this order supersedes Order No. 2591, as amended (16 F. R. 932, 2896), and Order No. 2726, as amended (18 F. R. 3804, 7000).

(50 U. S. C. App., Sup. 2153; E. O. 10480, as amended, 18 F. R. 4939, 6301; Defense Mobilization Order I-7, as amended, 18 F. R. 5368, 6737)

DOUGLAS MCKAY,
Secretary of the Interior.

[F. R. Doc. 54-3195; Filed, Apr. 28, 1954;
8:50 a. m.]

DEPARTMENT OF AGRICULTURE

Commodity Stabilization Service and Commodity Credit Corporation

WOOL HANDLER'S NONRECOURSE LOAN NOTES WHICH MATURE APRIL 30, 1954, UNDER 1953 WOOL PRICE SUPPORT PROGRAM

NOTICE OF FINAL DATE FOR REDEMPTION OF SHORN WOOL

Unless earlier demand is made by Commodity Credit Corporation, Wool Handler's Nonrecourse Loan Notes, secured by shorn wool under the 1953 Wool Price Support Program, which mature April 30, 1954, are due and payable on that date.

Unless the loan notes which mature on April 30, 1954, are repaid on or before

this final date for repayment, or the handler on behalf of the growers, cooperative marketing associations, or pool managers notifies the holder of the note by telegram that the funds have been placed in the mail, Commodity Credit Corporation will, pursuant to the provisions of the loan note, and without further notice, proceed to offer such wool for sale during the period from May 1 through 14, 1954, at the best price obtainable, but which in no event will be lower than the principal amount of the loan note plus interest and charges. Any amount received from such sales made during this period which is in excess of the principal amount of the loan note plus interest and charges will be returned to the grower, pool manager, or cooperative marketing association, as the case may be. Wool for which no offers are received or for which prices offered during this period are below the principal amount of the loan note plus interest and charges will be purchased by Commodity Credit Corporation without further notice, pursuant to the provisions of the loan note.

These Wool Nonrecourse Loan Notes will be held through April 30, 1954, by the CSS Commodity Offices and the banks, having wool lending or servicing agency agreements with Commodity Credit Corporation, which disbursed the loan proceeds to the various handlers.

(Sec. 4, 62 Stat. 1070, as amended; 15 U. S. C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 201, 401, 63 Stat. 1052, 1054; 15 U. S. C. 714c, 7 U. S. C. 1446, 1421)

Done at Washington, D. C., this 26th day of April 1954.

[SEAL] WALTER C. BERGER,
Acting Executive Vice President,
Commodity Credit Corporation.

[F. R. Doc. 54-3198; Filed, Apr. 28, 1954;
8:51 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. SA-291]

INVESTIGATION OF ACCIDENT OCCURRING
NEAR WRIGHT, WYO.

NOTICE OF POSTPONEMENT OF HEARING

In the matter of investigation of accident involving aircraft of United States Registry N 8407H, which occurred near Wright, Wyoming, on February 26, 1954.

Hearing originally assigned to be held pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding, on Thursday, April 29, 1954, at 9:00 a. m. (local time) in the Albany Hotel, Seventeenth and Stout Streets,

Denver, Colorado, is hereby indefinitely postponed.

Dated at Washington, D. C., April 26, 1954.

[SEAL] W. K. ANDREWS,
Presiding Officer.

[F. R. Doc. 54-3221; Filed, Apr. 28, 1954;
8:53 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-2018]

EL PASO NATURAL GAS CO.

ORDER FIXING DATE FOR ORAL ARGUMENT

By our order issued on March 18, 1954, we reserved decision upon requests of El Paso Natural Gas Company for opportunity for oral argument in these proceedings. Thereafter, by motion filed on April 7, 1954, El Paso renewed its requests for oral argument before the Commission.

The Commission orders:

(A) Oral argument be had before the Commission on May 13, 1954, at 10:00 a. m., e. d. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved and the issues presented in this proceeding.

(B) Each party to the proceeding desiring to participate in the oral argument shall notify the Secretary of the Commission on or before May 3, 1954, of such intention and of the amount of time requested for presentation of their argument.

Adopted: April 21, 1954.

Issued: April 23, 1954.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 54-3186; Filed, Apr. 28, 1954;
8:48 a. m.]

INTERSTATE COMMERCE COMMISSION

[Rev. S. O. 562, Taylor's I. C. C. Order 35]

PENNSYLVANIA RAILROAD CO.

REROUTING OR DIVERSION OF TRAFFIC

In the opinion of Charles W. Taylor, Agent, The Pennsylvania Railroad Company, due to conditions in the harbor at Ashtabula, Ohio, affecting the operation of The Pennsylvania-Ontario Transportation Company car ferry route, is unable to deliver traffic for movement over the said car ferry: *It is ordered, That:*

(a) Rerouting traffic: The Pennsylvania Railroad being unable to deliver traffic to The Pennsylvania-Ontario Transportation Company car ferry at Ashtabula, Ohio, due to conditions in

the harbor at Ashtabula, is hereby authorized to divert or reroute such traffic over any available route to expedite the movement regardless of the routing shown on the waybill. The billing covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) Concurrence of receiving roads to be obtained: The railroad desiring to divert or reroute traffic under this order shall confer with the proper transportation officer of the railroad or railroads to which such traffic is to be diverted or rerouted, and shall receive the concurrence of such other railroads before the rerouting or diversion is ordered.

(c) Notification to shippers: Each carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic by said Agent is deemed to be due to carrier's disability, the rates applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) Effective date: This order shall become effective at 1:00 p. m., April 21, 1954.

(g) Expiration date: This order shall expire at 11:59 p. m., May 31, 1954, unless otherwise modified, changed, suspended or annulled.

It is further ordered, That this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., April 21, 1954.

INTERSTATE COMMERCE
COMMISSION,
CHARLES W. TAYLOR,
Agent.

[F. R. Doc. 54-3191; Filed, Apr. 28, 1954;
8:49 a. m.]